

3 APR 1975

MEMORANDUM FOR: Executive Officer to the DD/A

SUBJECT : Freedom of Information Act Request -
U. S. Senate Foreign Relations Committee

REFERENCE : IRS 75-506A


1. In accordance with your instructions and the request of the DD/A, the Office of Security has reviewed the two volumes of the United States Senate Report of Proceedings, Hearing Held Before Committee on Foreign Relations, Hearing Regarding Summit Conference of May 1960, and incidents relating thereto. These hearings involve the testimony of the former Director of Central Intelligence on 31 May 1960.

2. The results of this review concluded that national security interests in our view would not prohibit declassification and release of this document, now classified Top Secret.

3. In a broad sense, the testimony does discuss "intelligence methods," especially with reference to the Director's testimony concerning U-2 mission planning and pilot training. In our view, the sensitivity of this information has perished from a time standpoint at this date. The ADD/S&T has suggested certain items to be reviewed by the DD/I. This suggestion has merit in that the testimony covers intelligence judgments beyond the significance of the U-2 incident itself.

4. The testimony also discusses the Director's wish to assume responsibility for the U-2 incident and the former President's decision to take full responsibility for the flight himself. For this reason, we may want to suggest that the document be reviewed by the Executive Office of the President before a final declassification determination is made.

25X1A


Director of Security

cc: C/Information Review Staff

Approved For Release 2007/02/07 : CIA-RDP77M00144R000300030018-0

OS 5 1283-A

DD/A Registry
File Legal

Director of Security
Room 4E60
Headquarters

STATINTL

On 31 March, [] Acting
Exec. Officer, DD/S&T, advised that the Dulles
testimony of May 1960 was reviewed by Mr. Carl
Duckett and Dr. Sayre Stevens, and no substantive
problems were raised concerning declassification.
Dr. Stevens apparently assumed primary responsibility
for a comprehensive review and he placed three
paper clips (pages 378-83, 412 and 430-31) where
there are minor or doubtful items which might
possibly be of interest to the DDI.

In line with the earlier request of the ADD/A,
please provide expedite comments concerning declassi-
fication of the Dulles material.

Att: DD/A 75-1428 Suspense: 4 April LJD

STATINTL

EXC-DD/Administration 7D26

[] 3/31/75

Att: 75-1428 - Memo to DD/A fr Legislative Counsel; Subj: Request from Senate Foreign
Relations Comm for Declassification of the Testimony of Allen Dulles of 31 May 60;
w/attached Ltr to Mr. Colby from Pat M. Holt of 20 March 1975 w/Vols. 1 and 2
of 3 Volumes of Testimony by Allen Dulles of 31 May 1960

Distribution:

STATINTL Original RS - D/OS w/cy of attached letter and memo and only copy of testimony
1 RS - DD/A Subject w/o testimony
1 LJD Chrono w/o atts

[] (31 March 1975)

DDA Registry
File *Legal*

27 March 1975

MEMORANDUM FOR THE RECORD

SUBJECT: Dulles Testimony of 31 May 1960

STATINTL

1. On 26 March 1975, I spoke with [redacted] on two separate occasions in connection with the Dulles testimony. He asked about the timing and I said it should be done as soon as possible--certainly within the general context of the FOIA ten-day rule. Apparently both Carl Duckett and Sayre Stevens are reviewing the material. I also expressed the feelings of the Associate Deputy Director for Administration that we would be strongly guided by the position taken by the DD/S&T, since we considered it to be basically their nickel. It was agreed that [redacted] would return the material to me, and I would run with it in terms of the Office of Security review.

[redacted] Office of Security, reportedly has the responsibility for the security review.

2. On 27 March 1975, the Deputy Director for Administration noted this item in the DCI's Daily Journal. He raised a question as to whether this is actually an FOIA request, and he suggested that [redacted] get together soonest with Messrs. George Cary or [redacted] to determine whether the FOIA rules apply.

D
LJD

Att: DD/A 75-1428
Orig - AI-DD/A
1 - DD/A Subject

SENDER WILL CHECK CLASSIFICATION TOP AND BOTTOM				
UNCLASSIFIED		CONFIDENTIAL		SECRET
OFFICIAL ROUTING SLIP				
TO	NAME AND ADDRESS	DATE	INITIALS	
1	DD/S&T			
2	Attn: [redacted] Room 6E-60			
3	Headquarters			
4	<i>Reviewed by S. Stetson - RGL</i>			
5	[redacted]	3/3/75	<i>BY HAND</i>	
6	DIOS			
ACTION		DIRECT REPLY	PREPARE REPLY	
APPROVAL		DISPATCH	RECOMMENDATION	
COMMENT		FILE	RETURN	
CONCURRENCE		INFORMATION	SIGNATURE	
<p>Remarks: The ADD/Administration feels that the basic responsibility for reviewing this in terms of declassification rests with the DD/S&T. He also asked that the Office of Security should similarly review the testimony and offer comments. I am advised by OLC that this is the property of the Senate Foreign Relations Committee and that they furnished only one set of documents (2 Vols.) which must be returned to them. Mr. Duckett inquired about the material on 25 March 1975.</p> <p>Att: DD/A 75-1428 w/only cy of Allen Dulles Testimony of 31 May '60 (Vol 1 & 2 of 3 Volumes) cc: Director of Security w/o att Chief, Information Review Staff-DD/A</p>				
FOLD HERE TO RETURN TO SENDER				
FROM: NAME ADDRESS AND PHONE NO.			DATE	
Executive Officer, DD/A 7d25 [redacted]			3/26/75	
UNCLASSIFIED		CONFIDENTIAL		SECRET

OLC 75-0612/A

25 March 1975

MEMORANDUM FOR: Deputy Director for Administration

SUBJECT: Request from Senate Foreign Relations
Committee for Declassification of the
Testimony of Allen Dulles on 31 May 1960

1. I called Pat Holt, Staff Director, Senate Foreign Relations Committee, today about his letter to the Director of 20 March 1975 regarding a request the Committee has received for access to the testimony of CIA Director Allen Dulles on 31 May 1960. This testimony concerns the shooting down of the U-2 aircraft piloted by Gary Powers and the impact this incident had on the proposed summit conference between the U. S. and the Soviet Union.

2. In response to my query, Mr. Holt said the request to the Committee came from a graduate student whose name Holt could not recall offhand but who he believed was from Georgia. Mr. Holt said this student has asked the Committee for access to all Committee documents concerning the U-2 incident and although the Committee normally declassifies its executive session testimony after twelve years, in this case they wanted to have the approval of the Agency before going through this procedure. Mr. Holt said he has made other requests to the Defense Department and the State Department. I said I assumed from this conversation that Mr. Holt felt it should be treated as an FOI request and Holt said it should.

3. I understand from the A/DDS&T that Dr. Dryden of NASA has received a similar request from the Committee regarding testimony given by NASA representatives on this same incident in the same timeframe.

25X1A

Top Secret Enclosures

cc: DDS&T

George L. Cary
Legislative Counsel

SECRET

OLC 75-0612

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PAT M. HOLT, CHIEF OF STAFF
ARTHUR M. KUHL, CHIEF CLERK

United States Senate

COMMITTEE ON FOREIGN RELATIONS
WASHINGTON, D.C. 20510

Executive Registry

75-1507

March 20, 1975

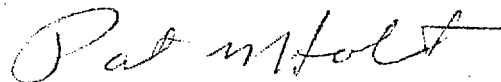
The Honorable William E. Colby
Director
Central Intelligence Agency
Washington, D. C.

Dear Mr. Colby:

The Committee on Foreign Relations has received ^{3/} a request for access to an executive session of May 20, 1960, at which time Allen W. Dulles testified on the Summit Conference of May, 1960. This transcript is classified TOP SECRET. Unless the Agency has any objections, the Committee will make this transcript available to the interested party.

Thank you for your early consideration of this matter.

Sincerely yours,



Pat M. Holt

Enclosure
Classified

ROUTING AND RECORD SHEET

Spec 25-1031

SUBJECT: (Optional)

FROM:

[Redacted]

EXTENSION

[Redacted]

NO.

DATE

TO: (Officer designation, room number, and building)

DATE

RECEIVED

FORWARDED

OFFICER'S INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

1. [Redacted] DDO/FOIO
2 B 1415 Hqs.

8 May JER

[Redacted]

Per your request, I have reviewed these transcripts (from the DDO standpoint) and also see no reason why they cannot be released in their entirety.

[Redacted]

*Agree. JER
DDO/FOIO.*

5. *OLC/*

[Redacted]

ROUTING AND RECORD SHEET

SUBJECT: (Optional)

FROM:

EXTENSION

NO.

Office of Legislative Counsel

DATE

1 May 1975

STAT

TO: (Officer designation, room number, and building)

DATE

OFFICER'S INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

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George Cary asked that I clear the release of these transcripts to the Senate Foreign Relations Committee with you.

DDI has no objection to the release. I see none except two statements by Allen Dulles (clipped) that out of context could create problems.

pg. 366 - Dulles indicates that he need not comply with international or domestic law in acquiring intelligence.

pg. 419 - Dulles acknowledges he doesn't know all that goes on in CIA.

I see no need to coordinate with OMB as suggested by the Office of Security (memorandum attached). The decision of President Eisenhower to accept responsibility in this incident is now a matter of history.

STATINTL

I recommend release of the transcripts in their entirety.

Assistant Legislative Counsel

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CONCURRENCE		INFORMATION	SIGNATURE
Remarks: I have reviewed Volumes 1 and 2 of Mr. Dulles' testimony. I can see no reason from the DDI point of view why it could not be declassified in its entirety. <div style="border: 1px solid black; width: 250px; height: 30px; margin: 10px auto;"></div> <p style="text-align: center;">Richard Lehman Acting for ADDI</p>			
FOLD HERE TO RETURN TO SENDER			
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ROUTING AND RECORD SHEET

SUBJECT: (Optional)

FROM:

Assistant for Information 7C-18

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DATE

TO: (Officer designation, room number, and building)

DATE

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OFFICER'S INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

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Legislative Counsel

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George:

Attached hereto are the transcripts of the May 1960 Dulles testimony re the Summit Conference and the U-2. You will note from the attached memos and routing slips that the two volumes have been reviewed by the DDS&T and the Office of Security. While neither of these organizations have registered any objection to declassification as has been requested, the attached papers do recommend that a few items be checked out with the DDI and that it might be desirable to check with the Executive Office of the President concerning the point raised in paragraph 4 in the Director of Security's 3 April memorandum.

We defer to you as to whether further coordination is required.

Atts: a/s

This document becomes UNCLASSIFIED when separated from attachment.

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OFFICIAL ROUTING SLIP			
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1	Mr. McMahon		
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ACTION		DIRECT REPLY	PREPARE REPLY
APPROVAL		DISPATCH	RECOMMENDATION
COMMENT		FILE	RETURN
CONCURRENCE		INFORMATION	SIGNATURE
Remarks: <div style="border: 1px solid black; width: 100px; height: 20px; margin-bottom: 5px;"></div> was in touch with Mr. George Cary, and it has been established that these are Congressional documents which do not technically come under FOIA. DD/S&T has no real problem but it was suggested that we might want to touch base with the DDI. Security has no real problem on declassification but, in addition to the DDI, suggests referral to the White House because of the former President's decision to take full responsibility for the flight. Do you want me to get a reading from the DDI, or should we punt it back to OLC at this point? Att: DD/A 75-1428 <div style="text-align: right;"> <i>LJD</i> <i>ohc</i> </div>			
FOLD HERE TO RETURN TO SENDER			
FROM: NAME, ADDRESS AND PHONE NO.			DATE
			3 APR 1975
UNCLASSIFIED		CONFIDENTIAL	
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Attachments filed in 31 May 1960
Briefing file. (*Volumes*)